

**Acknowledgment and  
Notice of Acknowledgment  
of Acceptance of R.S. 2477  
Right-of-Way Grant**

**THE STATE OF UTAH**

**TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:**

**Know ye,** This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of “the right of way for the construction of highways over public lands, not reserved for public uses” under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Emery County as it pertains to the highway located in Emery County known as STAKER TO U-10; County Road Number: 105; State Geographic Information Database (SGID) Road Identification Number: RD080048. Total road length is 2.45 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

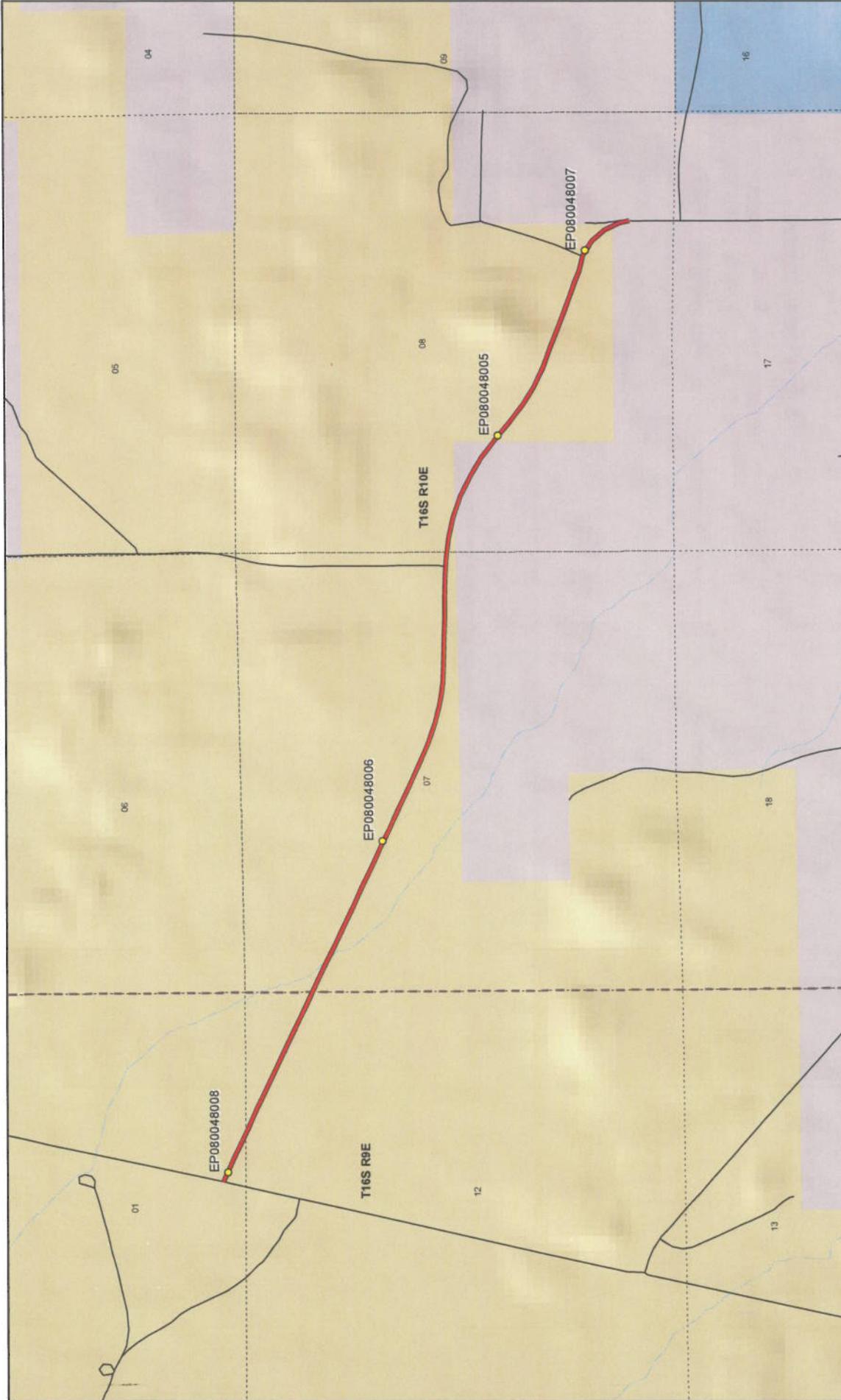
A printed copy of a map showing the location of the road in said county is appended hereto as “Attachment 1,” a printed copy of representative photos of the road is appended hereto as “Attachment 2,” a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as “Attachment 3,” and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as “Attachment 4.” The Appendices listed in “Attachment 4” that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as “Attachment 5.”

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the



Attachment 1



**STAKER TO U-10 - Emery County**  
**SGID RD\_ID RD080048**

**Land Ownership Categories**

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- State Parks and Recreation
- Tribal, Indian Reservation
- NPS, National Park
- Wilderness
- UDWR Wildlife Reserve
- DOD, Military
- State Sovereign Land
- National Recreation Area
- USFWS, Natl. Wildlife Refuge

**Transportation Network**

- STAKER TO U-10
- Other Roads
- Title V, Issued Or Under Consideration By BLM
- County
- Prob Event Point
- Section = 1 Mile

1:19,416  
1 inch equals 0.3 miles

Map prepared by the State of Utah  
Agriculture Center  
Room 5730 State Office Building  
Salt Lake City, Utah 84114  
Jan 25, 2008

Attachment 2



EP080048005



EP080048006



EP080048007



EP080048008

EP000000000

EP000000000

STAKER TO U-10 - Emery County  
SGID RD\_ID RD080048

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
February 1, 2008



### Attachment 3

#### Beginning & Ending Points and Township, Range, and Section References For:

**Popular Name: STAKER TO U-10**

**County: Emery**

**County Road Number: 105**

**State Geographic Information Database (SGID) Road Identification Number: RD080048.**

**Total Road Length: 2.45 miles more or less.**

**Beginning at a point** on the road centerline located at 39 degrees 27 minutes 20.68 seconds North Latitude and -110 degrees 51 minutes 39.85 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,820,818.9 feet and Y = 6,971,131.5 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 39 degrees 26 minutes 31.56 seconds North Latitude and -110 degrees 49 minutes 11.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,832,497.8 feet and Y = 6,966,247.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 16 South Range 10 East, Section(s) 7,8, Salt Lake Base & Meridian  
Township 16 South Range 9 East, Section(s) 1,12, Salt Lake Base & Meridian  
See Attachment 1 above for a cartographic depiction of the course of this road.

**Attachment 4**  
**Road Centerline Description Cover Page(s)**

**Popular Name: STAKER TO U-10**

**County: Emery**

**County Road Number: 105**

**State Geographic Information Database (SGID) Road Identification Number: RD080048.**

**Total Road Length: 2.45 miles more or less.**

**Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).**

<b>Road-Segments Listed by SGID Road Identification Number (RD_ID)</b>	<b>Road-Segment Numbers</b>	<b>Believed Ownership Of Servient Estate</b>	<b>Approximate Segment Length</b>	<b>See Attached Appendix</b>
<b>RD080048</b>	<b>001</b>	<b>BLM</b>	<b>1.64 Miles</b>	<b>A</b>
<b>RD080048</b>	<b>002</b>	<b>PVT</b>	<b>0.2 Miles</b>	<b>(not shown)</b>
<b>RD080048</b>	<b>003</b>	<b>BLM</b>	<b>0.57 Miles</b>	<b>B</b>
<b>RD080048</b>	<b>004</b>	<b>PVT</b>	<b>0.04 Miles</b>	<b>(not shown)</b>
		<b>Total Road Length</b>	<b>2.45</b>	<b>_____</b>

\* Indicates that a Title V permit will be requested, is in process, or has been issued.

† Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

## **Attachment 5**

AFFIDAVIT OF VERNON LEAMASTER

STAKER TO U-10 ROAD

EMERY COUNTY, UTAH

ROAD NUMBER 105

State of Utah )  
 : ss.  
County of Emery )

VERNON LEAMASTER, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Huntington, Emery County, Utah. I have lived in Emery County for most of my life. I worked for the Emery County Road Department from May of 1965 until May of 1982.

2. I have traveled and am familiar with a road in Emery County known as Staker to U-10 Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1930s it followed the same route as in 2006 when I last observed it. Attached is a Emery County map showing the Staker to U-10 Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1930s and continuing through 1976 to 2006. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.

5. Throughout the time period from the early 1930s to 2006, I have used the road myself for the following uses: county road maintenance, traveling in and through the area, hunting, farming, livestock operations and visiting family.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: oil and gas exploration and travel to and from schools.

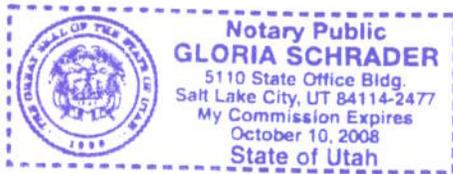
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally supervised the maintenance and construction activities on the road.

DATED this 6 day of March, 2007.

Vernon Leamaster  
VERNON LEAMASTER

SUBSCRIBED AND SWORN to before me this 6<sup>th</sup> day of March, 2007.



Gloria Schrader  
NOTARY PUBLIC

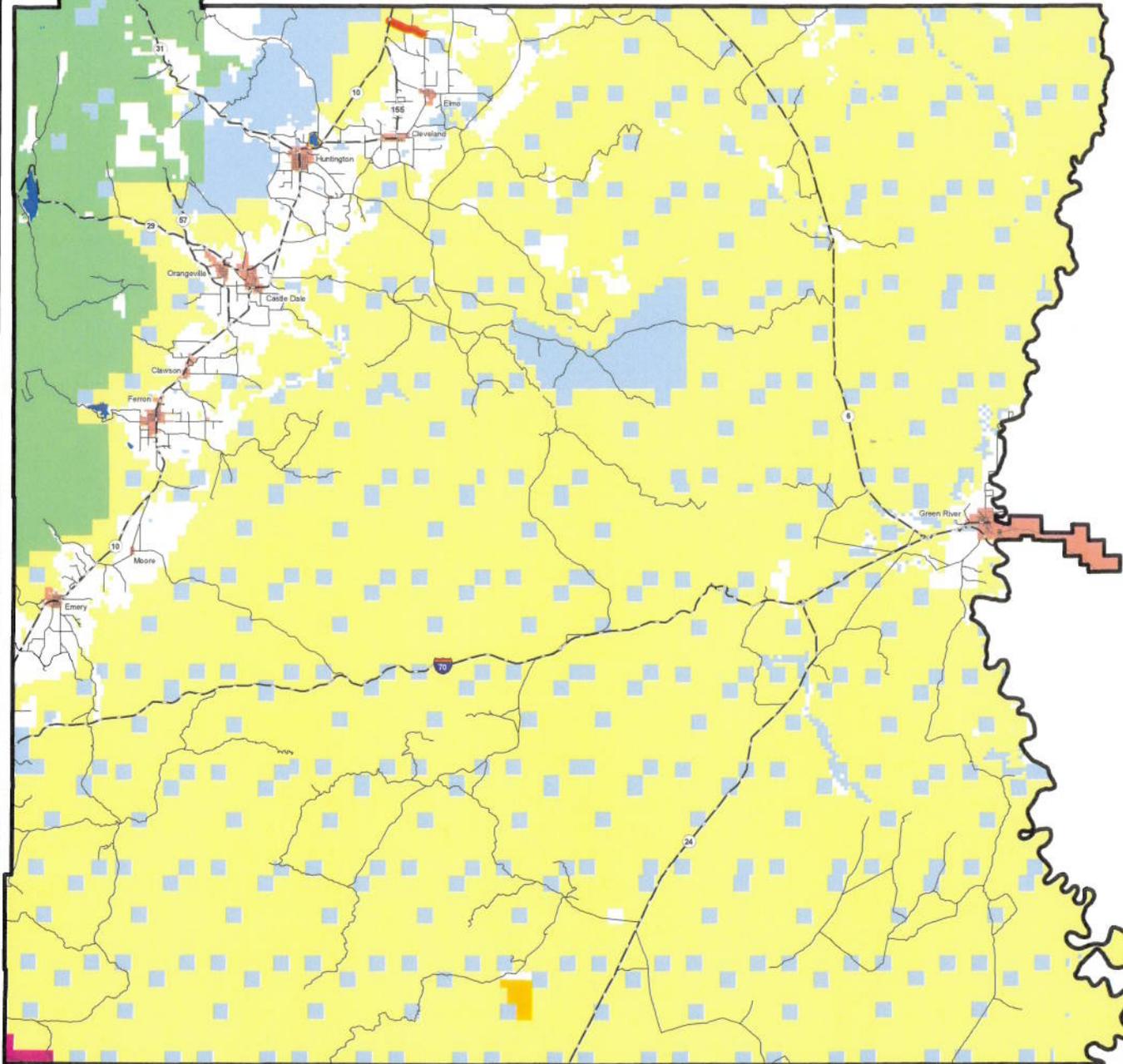
# Road #105

# Staker to U-10

-  Staker to U-10
-  Highway/Interstate
-  B Class Road



-  BLM
-  State
-  NPS
-  Water
-  USFS
-  Private
-  USP
-  City Boundary



AFFIDAVIT OF CHRIS HANSEN

STAKER TO U-10 ROAD

EMERY COUNTY, UTAH

ROAD NUMBER 105

State of Utah )  
 : ss.  
County of Emery )

CHRIS HANSEN, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Cleveland, Emery County, Utah. I have lived in Emery County for my entire life.

2. I have traveled and am familiar with a road in Emery County known as Staker to U-10 Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s it followed the same route as in 2007 when I last observed it. Attached is a Emery County map showing the Staker to U-10 Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960s and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by various means, including cars, trucks, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.

5. Throughout the time period from the early 1960s to 2007, I have used the road myself for the following uses: traveling in and through the area, hunting, farming and livestock operations.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: oil and gas exploration.

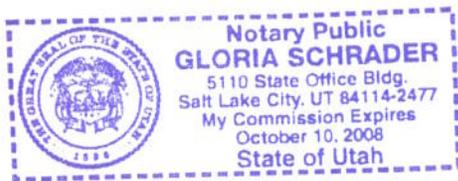
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally observed the graded surface of the road.

DATED this 5 day of March, 2007.

Chris Hansen  
CHRIS HANSEN

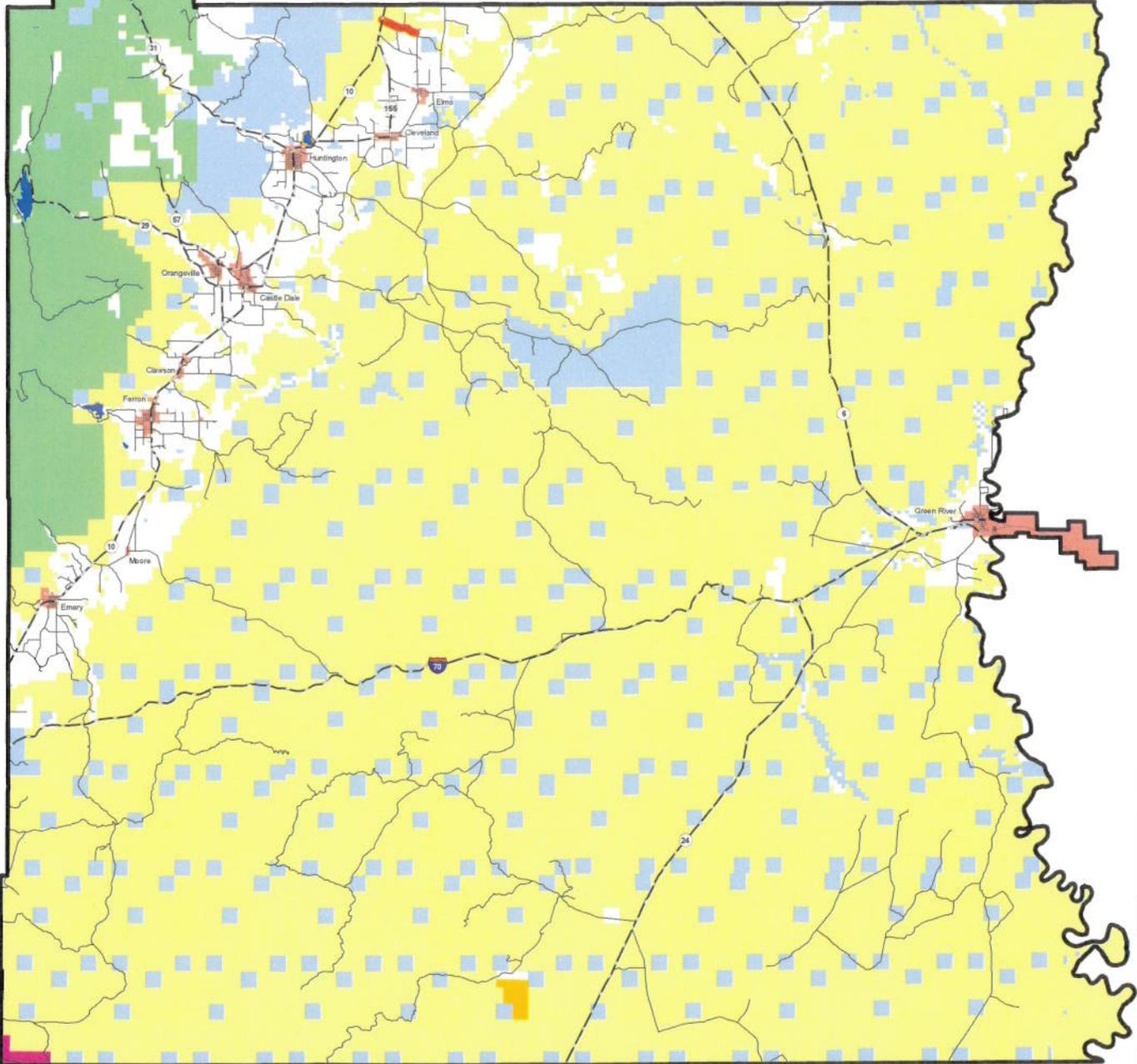
SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of March, 2007.



Gloria Schrader  
NOTARY PUBLIC

### Road #105 Staker to U-10

- Staker to U-10
- Highway/Interstate
- B Class Road
- BLM
- State
- NPS
- Water
- USFS
- Private
- USP
- City Boundary



## Appendix A to Attachment 4

**Popular Name: STAKER TO U-10**

**County: Emery**

**County Road Number: 105**

**State Geographic Information Database (SGID) Road Identification Number: RD080048.**

**Road-Segment Number: 001**

**Road-Segment Length: 1.64 miles more or less.**

**Believed owner of the land underlying this road-segment is: Bureau of Land Management.**

*The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).*

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 16 South Range 10 East, Section(s) 7,8, Salt Lake Base & Meridian

Township 16 South Range 9 East, Section(s) 1,12, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (STAKER TO U-10)-- Segment 001 based on mapping grade Global Positioning System (GPS) data as defined above:

**Beginning at a point** on the road center line located at 39 degrees 27 minutes 20.68 seconds North Latitude and -110 degrees 51 minutes 39.85 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,820,818.9 feet and Y = 6,971,131.5 feet; thence the following courses along the said road center line:

thence South 68 Degrees 18 Minutes 34 Seconds East	33.3 feet
thence South 65 Degrees 42 Minutes 14 Seconds East	107.9 feet
thence South 66 Degrees 17 Minutes 49 Seconds East	155.6 feet
thence South 65 Degrees 05 Minutes 57 Seconds East	194.1 feet
thence South 64 Degrees 36 Minutes 55 Seconds East	146.8 feet
thence South 64 Degrees 39 Minutes 42 Seconds East	74.3 feet
thence South 65 Degrees 05 Minutes 26 Seconds East	239.4 feet
thence South 64 Degrees 59 Minutes 07 Seconds East	253.1 feet
thence South 65 Degrees 05 Minutes 09 Seconds East	265.6 feet
thence South 65 Degrees 13 Minutes 37 Seconds East	280.1 feet

thence South 65 Degrees 09 Minutes 03 Seconds East 289.4 feet  
 thence South 65 Degrees 07 Minutes 24 Seconds East 282.9 feet  
 thence South 65 Degrees 43 Minutes 16 Seconds East 209.7 feet  
 thence South 65 Degrees 32 Minutes 45 Seconds East 70.5 feet  
 thence South 64 Degrees 49 Minutes 54 Seconds East 281.4 feet  
 thence South 64 Degrees 24 Minutes 01 Seconds East 274 feet  
 thence South 65 Degrees 08 Minutes 05 Seconds East 268.4 feet  
 thence South 65 Degrees 14 Minutes 10 Seconds East 267.1 feet  
 thence South 65 Degrees 05 Minutes 09 Seconds East 265.6 feet  
 thence South 65 Degrees 05 Minutes 09 Seconds East 265.6 feet  
 thence South 64 Degrees 59 Minutes 42 Seconds East 264.7 feet  
 thence South 64 Degrees 56 Minutes 53 Seconds East 268.1 feet  
 thence South 65 Degrees 08 Minutes 55 Seconds East 277.8 feet  
 thence South 65 Degrees 19 Minutes 13 Seconds East 279.6 feet  
 thence South 65 Degrees 34 Minutes 10 Seconds East 278.3 feet  
 thence South 66 Degrees 27 Minutes 48 Seconds East 273.4 feet  
 thence South 70 Degrees 25 Minutes 58 Seconds East 253.7 feet  
 thence South 75 Degrees 38 Minutes 05 Seconds East 217.5 feet  
 thence South 80 Degrees 37 Minutes 17 Seconds East 169.5 feet  
 thence South 84 Degrees 05 Minutes 26 Seconds East 75.6 feet  
 thence South 85 Degrees 13 Minutes 08 Seconds East 36.9 feet  
 thence South 87 Degrees 11 Minutes 19 Seconds East 132.1 feet  
 thence South 88 Degrees 24 Minutes 20 Seconds East 196.4 feet  
 thence South 88 Degrees 33 Minutes 54 Seconds East 224.9 feet  
 thence South 89 Degrees 05 Minutes 55 Seconds East 230.8 feet  
 thence South 88 Degrees 56 Minutes 16 Seconds East 231.1 feet  
 thence South 88 Degrees 54 Minutes 45 Seconds East 240.3 feet  
 thence South 87 Degrees 41 Minutes 51 Seconds East 121.9 feet  
 thence South 88 Degrees 27 Minutes 18 Seconds East 131 feet  
 thence South 83 Degrees 23 Minutes 23 Seconds East 84.3 feet  
 thence South 83 Degrees 21 Minutes 36 Seconds East 170.6 feet  
 thence South 76 Degrees 55 Minutes 43 Seconds East 262.1 feet  
 thence South 70 Degrees 29 Minutes 55 Seconds East 30 feet more or less to **the ending point**

**at:** 39 degrees 26 minutes 52.69 seconds North Latitude and -110 degrees 49 minutes 56.84 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,828,918.8 feet and Y = 6,968,358.3 feet.

## Appendix B to Attachment 4

**Popular Name: STAKER TO U-10**

**County: Emery**

**County Road Number: 105**

**State Geographic Information Database (SGID) Road Identification Number: RD080048.**

**Road-Segment Number: 003**

**Road-Segment Length: 0.57 miles more or less.**

**Believed owner of the land underlying this road-segment is: Bureau of Land Management.**

*The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).*

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 16 South Range 10 East, Section(s) 8, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (STAKER TO U-10)-- Segment 003 based on mapping grade Global Positioning System (GPS) data as defined above:

**Beginning at a point** on the road center line located at 39 degrees 26 minutes 47.74 seconds North Latitude and -110 degrees 49 minutes 045.4 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,829,819.5 feet and Y = 6,967,864.9 feet; thence the following courses along the said road center line:

thence South 52 Degrees 01 Minutes 51 Seconds East	15.9 feet
thence South 50 Degrees 58 Minutes 25 Seconds East	273.3 feet
thence South 52 Degrees 21 Minutes 32 Seconds East	265.2 feet
thence South 57 Degrees 54 Minutes 56 Seconds East	263.9 feet
thence South 64 Degrees 33 Minutes 23 Seconds East	252.2 feet
thence South 69 Degrees 33 Minutes 40 Seconds East	248.1 feet
thence South 70 Degrees 19 Minutes 31 Seconds East	251.5 feet
thence South 70 Degrees 05 Minutes 33 Seconds East	242 feet
thence South 70 Degrees 18 Minutes 56 Seconds East	215.8 feet
thence South 70 Degrees 09 Minutes 39 Seconds East	172.4 feet
thence South 69 Degrees 37 Minutes 12 Seconds East	136.5 feet

thence South 75 Degrees 33 Minutes 38 Seconds East 170 feet

thence South 69 Degrees 14 Minutes 14 Seconds East 29.2 feet

thence South 59 Degrees 24 Minutes 32 Seconds East 187.8 feet

thence South 42 Degrees 25 Minutes 15 Seconds East 211 feet

thence South 25 Degrees 41 Minutes 47 Seconds East 91.9 feet more or less to **the ending**

**point at:** 39 degrees 26 minutes 33.59 seconds North Latitude and -110 degrees 49 minutes 12.24 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,832,431.7 feet and Y = 6,966,453.2 feet.